



REGISTRAR OF REGULATIONS

COMMONWEALTH of VIRGINIA

FEB -7 PM 3:27

Department of Health DIVISION OF SHELLFISH SANITATION

109 Governor Street, Room 614-B
Richmond, VA 23219

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NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 044-054, SEVERN RIVER: SOUTHWEST BRANCH

EFFECTIVE 20 FEBRUARY 2008

Pursuant to Title 28.2, Chapter 8, §§28.2-803 through 28.2-808, §32.1-20, and §2.2-4002, B.16 of the *Code of Virginia*:

1. The "Notice and Description of Shellfish Area Condemnation Number 044-054, Severn River: Southwest Branch," effective 20 February 2007, is cancelled effective 20 February 2008.
2. Condemned Shellfish Area Number 044-054 shown as Sections A and B is hereby established, effective 20 February 2008. It shall be unlawful for any person, firm, or corporation to take shellfish from these areas for any purpose, except by permit granted by the Marine Resources Commission, as provided in Section 28.2-810 of the *Code of Virginia*. The boundaries of these areas are shown on the map titled "Severn River: Southwest Branch, Condemned Shellfish Area Number 044-054, 20 February 2008" which is part of this notice.
3. Seasonally Condemned Shellfish Area Number 044-054, shown as Sections M1 and M2 is hereby established, effective 1 April 2008, and shall remain in force annually thereafter for the period beginning the first day of April through the last day of October until rescinded. It is unlawful for any person, firm or corporation to take shellfish from these areas during such period for any purpose, except by permit granted by the Marine Resources Commission, as provided in §28.2-810 of the *Code of Virginia*. The boundaries of these areas are shown on the map titled "Severn River: Southwest Branch, Condemned Shellfish Area Number 044-054, 20 February 2008" which is part of this notice.
4. The Department of Health will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision of this order.

BOUNDARIES OF CONDEMNED AREA NUMBER 044-054

- A. The condemned area shall include that portion of Thorntons Creek and its tributaries lying upstream of a line drawn from latitude / longitude map coordinate (37°17'06.5", -76°26'52.5") to map coordinate (37°17'10.1", -76°26'54.8").
- B. The condemned area shall include that portion of Heywood Creek and its tributaries lying upstream of a line drawn from latitude / longitude map coordinate (37°17'22.5", -76°27'32.5") to map coordinate (37°17'20.1", -76°27'25.0").

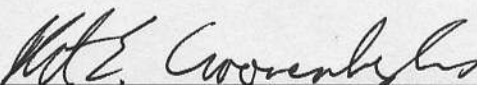


Protecting You and Your Environment

www.vdh.virginia.gov/shellfish

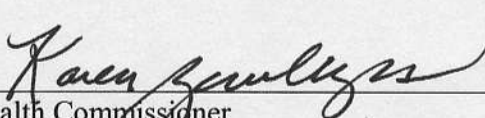
- M1. The condemned area shall include that portion of the Southwest Branch of the Severn River lying inland of a line drawn from latitude / longitude map coordinate (37°18'13.1", -76°27'25.9"), map coordinate (37°18'12.3", -76°27'18.8"), map coordinate (37°18'12.4", -76°27'12.8"), and finally to map coordinate (37°18'16.3", -76°26'48.7").
- M2. The condemned area shall include all of Rows Creek and its tributaries lying upstream of a line drawn from latitude / longitude map coordinate (37°17'57.1", -76°26'46.1") to map coordinate (37°18'02.5", -76°26'31.2").

Recommended by:



Director, Division of Shellfish Sanitation

Ordered by:

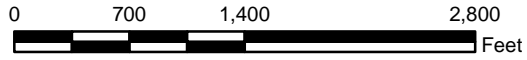




State Health Commissioner



Date

Virginia Department of Health
Severn River: Southwest Branch
Condemned Shellfish Area 044-054
20 February 2008



-  Condemned Shellfish Areas (Sections A & B)
-  Seasonally Condemned Shellfish Areas (Sections M1 & M2)



Gloucester County

Section B

Heywood Creek
05-13-13

Geographic coordinates in NAD83 datum;
shown in degrees, minutes & seconds.

Bar Harbor Ln

Section M1

Severn River
Southwest Branch
05-13-00

Holly Bush
Creek
05-13-05

Section M2

Rowes
Creek
05-13-07

Burt Ln

Severn Wharf Rd

Gloucester County

Thorntons
Creek
05-13-11

Section A